BANNER & WITCOFF

APR 0 4 3923

@ 012/012

PTO/ 69/20 (05-03)
Approved for use through 4/10/2003, OMB 0961-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Papervieric Reguestion Act of 1995, no persons are regulated to respond to a collection of information unless it displays a valid QMB control number.

## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING **REJECTION OVER A PRIOR PATENT**

Dockel Number (Optional) (15222 00149

In re Application of: Mark Stewart Nichols

Application No. 08/868,693

Filed: October 18, 2001

For: A Goal Based System Utilizing A Spreadsheet Architecture

The owner <u>Accenture LLP</u> of 100 percent interest in the instant application hereby dis Jaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 194 and 173, as presuntly shortened by any terminal disclaimer, of prior Patent No. <u>6.782.374</u>. The owner hereby agrees that any patent to granted on the instant application shall be enforceable only for and during such period that it and the prior patent is commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors of Assigns. or assigns.

in making the above disclaimer, the owner does not discraim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unemforceable, is found invalid by a court of competent jurisdiction, is atautrally disclaimed in whote or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full estatutory term as presently shortened by any terminal discretimen.

Check either box 1 or 2 below, if appropriate.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I haraby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that within false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Tible 18 of the United States Code and that such willful false statements may jeopardize the validity of the upplication or any patent issued thereon.

2	П	The undersigned is an attorney of record.
4.		

enneth I trible 04/04/05

Kenneth F. Smallk

Typed or printed name

(312) 463-5000

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTQ-2038.

\*Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/88 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complate, including gathering, preparing, and submitting the completed application form to the U IPTO. Time will vary depending upon the inflividual case. Any comments on the amount of time you require to complete this form antitor say gastions for reducing this burden, should be sent to the Chief information Officer. U.S. Patent and Trademark Office, U.S. Department of Commence, P.O. Box 1450, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Palents, P.O. Box 1450, Alexandria, VA22313-1450.